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|               |                                       |               |                          |
|---------------|---------------------------------------|---------------|--------------------------|
| <b>To:</b>    | Examiner Melanie J. Yu                | <b>From:</b>  | Thomas Spinelli, Esq.    |
|               | Art Unit: 1641                        |               | Registration No.: 39,533 |
| <b>Fax:</b>   | 571-273-8300                          | <b>Pages:</b> | 7                        |
| <b>Phone:</b> | 571-272-2933                          | <b>Date:</b>  | March 6, 2007            |
| <b>Re:</b>    | USSN: 10/508,815<br>Our Docket: 18252 | <b>CC:</b>    |                          |

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## RESPONSE TO RESTRICTION REQUIREMENT

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The following is being filed with the U.S. Patent and Trademark Office via facsimile on March 6, 2007:

1. Response to Restriction Requirement W/Transmittal in Duplicate
2. Certificate of Transmission Under 37 CFR 1.8

Applicants: Yoshinobu Akimoto, et al.  
 Serial No.: 10/508,815  
 For: TEST PIECE FOR ANALYZING.....SUBSTANCE  
 Filed: September 22m 2004  
 Docket: 18252  
 Dated: March 6, 2007  
 TS:cm

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Thomas Spinelli

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Docket No.  
18252TRANSMITTAL LETTER  
(General - Patent Pending)

MAR 06 2007

In Re Application Of: Yoshinobu Akimoto, et al.

| Application No. | Filing Date        | Examiner      | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|--------------------|---------------|--------------|----------------|------------------|
| 10/508,815      | September 22, 2004 | Melanie J. Yu | 23389        | 1641           | 5930             |

Title: TEST PIECE FOR ANALYZING ORGANISM-ORIENTED SUBSTANCE, MANUFACTURING METHOD THEREFOR, AND EXAMINATION METHOD FOR TEST PIECE FOR ORGANISM-ORIENTED SUBSTANCE

COMMISSIONER FOR PATENTS:

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**RESPONSE TO RESTRICTION REQUIREMENT**

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- Payment by credit card. Form PTO-2038 is attached.

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Signature

Dated: March 6, 2007

Thomas Spinelli  
Registration No.: 39,533

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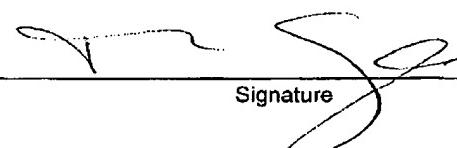
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Docket No.  
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Title: TEST PIECE FOR ANALYZING ORGANISM-ORIENTED SUBSTANCE, MANUFACTURING METHOD THEREFOR, AND EXAMINATION METHOD FOR TEST PIECE FOR ORGANISM-ORIENTED SUBSTANCE

COMMISSIONER FOR PATENTS:

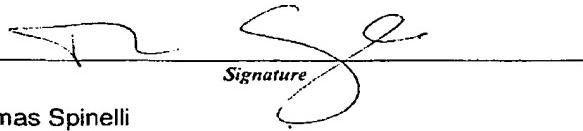
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in the above identified application.

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Registration No.: 39,533

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant(s):** Yoshinobu Akimoto, et al.      **Examiner:** Melanie J. Yu  
**Serial No:** 10/508,815      **Art Unit:** 1641  
**Filed:** September 22, 2004      **Docket:** 18252  
**For:** TEST PIECE FOR ANALYZING ORGANISM-ORIENTED SUBSTANCE, MANUFACTURING METHOD THEREFOR, AND EXAMINATION METHOD FOR TEST PIECE FOR ORGANISM-ORIENTED SUBSTANCE  
**Conf. No.:** 5930

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

Pursuant to the restriction requirement imposed in the Official Action dated February 6, 2007, Applicants elect the claims of Group II, i.e., Claims 10-13 and 29-41 for continued prosecution herein.

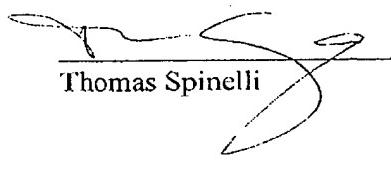
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CERTIFICATION OF FACSIMILE TRANSMISSION

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Dated: March 6, 2006

Thomas Spinelli



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Claims 1-44 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. § 121. Specifically, the Official Action avers that the following inventions are present in the claims:

Group I, Claims 1-9 and 18-28 are drawn to a method for manufacturing a test piece comprising the special technical feature of fixing a specific binding substance;

Group II, Claims 10-13 and 29-41 are drawn to a product comprising the special technical feature of a fixed specific binding substance; and

Group III, Claims 14-17 are drawn to an examination method of using a test piece comprising the special technical feature of supplying a labeled examination substance.

It is the Examiner's position that the inventions listed as Groups I -III are distinct from each other.

In response to the Examiner's requirement for restriction, Applicants elect to prosecute the subject matter of Group II, Claims 10-13 and 29-41. However, Applicants reserve the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected subject matter in this application.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,

Thomas Spinelli  
Registration No.: 39,533

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